

Filed for intro on 02/22/95  
Senate Bill \_\_\_\_\_  
By \_\_\_\_\_

House No. HB1639  
By Ritchie, II

AN ACT to amend Tennessee Code Annotated, Title 16, Chapter 15 and Section 67-4-602, relative to community mediation plans.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-4-602, is amended by adding a new subsection (f) as follows:

(f) In addition to any other tax levied by this chapter, there is levied an additional privilege tax on litigation five dollars (\$5.00) in all civil cases in the courts of general sessions of counties that elect to participate in a community mediation plan pursuant to this Act. The privilege tax levied under this subsection (f) shall not apply to any of the proceedings described in Section 67-4-604(b). Notwithstanding the apportionment provisions of Section 67-4-606, all revenue derived from such additional tax shall be deposited into the community mediation plan fund authorized and created under Section 2 of this Act.

SECTION 2. Tennessee Code Annotated, Title 16, Chapter 15, is amended by adding a new part as follows:

Section \_\_\_\_\_. Funds for community mediation plans.

(a) The trustee of a participating county or the designated official of a participating regional cooperative is authorized and directed to establish a fund known as the "county mediation plan".

(b) The source of funding for this fund shall be the revenue derived from the litigation tax levied pursuant to subsection (f) of Section 67-4-602. Such revenue shall be collected in accordance with the provisions of Section 67-4-603 and shall be deposited to the county mediation plan fund as provided by law and shall be invested for the benefit of the fund pursuant to Section 9-4-603. Moneys in the fund shall remain available and are appropriated exclusively for providing community mediation services.

Section \_\_\_\_.

(a) Any litigation tax authorized pursuant to this Act shall require the approval of two-thirds (2/3) of the members of the county legislative body of such participating county and, if approved, shall be remitted by the general sessions court clerk of the participating county on a monthly basis to be held in the fund authorized in subsection (a).

(b) Prior to the imposition of such tax, the county commission shall approve a plan that sets out how revenues are to be used to support alternative dispute resolution programs and how such programs shall be facilitated.

SECTION 3. This act shall take effect on July 1, 1995, the public welfare requiring it.